

**HAMPTON BOARD OF SELECTMEN  
SELECTMEN'S MEETING ROOM  
January 30, 2006 – 7:00 PM**

**PRESENT:** Jim Workman, Chairman  
Rick Griffin  
Ben Moore  
Virginia Bridle-Russell  
James S. Barrington, Town Manager  
Maureen Duffy, Administrative Assistant

**REGRETS:** Cliff Pratt, Vice-Chairman

**Chairman Jim Workman called the meeting to order at 7:00 pm and introduced those in attendance.**

**SALUTE TO THE FLAG** – Town Attorney Mark Gearreald led the audience in the salute to the flag.

**PUBLIC HEARING**

**PARKING RESTRICTIONS – COURTHOUSE, FORMER TOWN HALL & WINDMILL LANE**

Public Comment: None

**Mr. Moore MOTIONED** to amend the ordinances to remove the parking restriction in front of the former District Courthouse and Town Hall. **Mrs. Bridle-Russell SECONDED.**

**VOTE: UNANIMOUS FOR**

**Mrs. Bridle-Russell MOTIONED** to amend the ordinances to remove the parking restriction along Windmill Lane. **Mr. Moore SECONDED.**

**VOTE: UNANIMOUS FOR**

**I. ANNOUNCEMENTS AND COMMUNITY CALENDAR**

Mr. Moore reminded Hampton residents that the Super Bowl is this Sunday, February 5 and asked everyone to celebrate responsibly.

## **II. APPOINTMENTS**

### **1 – CHIEF JAMIE SULLIVAN – 2006 PENGUIN PLUNGE**

Police Chief Jamie Sullivan and Special Olympics Vice-President Mary Conroy addressed the Board.

Seven years ago the first Penguin Plunge was coordinated along with the support of Hampton residents and Town staff. Proceeds from the event go towards funding New Hampshire Special Olympics athletes. There are 64 athletes that will benefit from the funds raised. Ms. Conroy expressed her appreciation for the years of support from the Town of Hampton.

Chief Sullivan has been working with Zoppo to ensure roadways are graded and traffic is rerouted. Crowds and traffic will be managed by police detail to ensure public safety.

WMUR - Channel 9 News representatives will be promoting and broadcasting the event.

Those interested in donating to the Penguin Plunge may contact a participant or contribute online at [www.sonh.org](http://www.sonh.org).

The Penguin Plunge will start at 12 Noon this Sunday. Registration will be held at the Ashworth Hotel.

**Mrs. Bridle-Russell MOTIONED** to approve the traffic pattern for the 2006 Penguin Plunge. **Mr. Griffin SECONDED.**

**VOTE: UNANIMOUS FOR**

## **III. OLD BUSINESS**

### **1. TOWN MANAGER'S REPORT**

Mr. Barrington provided the Board of Selectmen a copy of House Bill 1593. State Representative Nancy Stiles provided Mr. Barrington the information which may make it possible for the Town to receive 30% funding for the tennis court reconstruction that is proposed under Article 13.

Mr. Barrington has discussed the matter of having the Winnacunnet High School (WHS) auditorium completely "production ready" with Brad Jett, Pete McKinnon, Jim Gaylord, and Randy Zito. The school is equally interested in the process since it gives them increased abilities to broadcast school and municipal events. This will also make the broadcast of all future Deliberative Sessions much easier for the Channel 22 crew.

The Town office has received a copy of the proposed Rockingham County budget. It has been placed in the Selectmen's mailroom for the Selectmen's review. Anyone interested in the document may request a copy.

## **Selectmen's Response to the Manager's Report**

Mr. Moore said that he supports the idea of making the Winnacunnet High School auditorium production ready.

Mr. Moore commented on the Inspection of Jointly-Owned Bridges report as well as the Biennial Inspection of Municipally-owned bridge report. Mr. Barrington said that the bridges are subject to State regulation and funding.

Mr. Moore remarked on House Bill 1747, regarding the discharge fee for wastewater. The Bill appears to be an unfunded State mandate that requires municipalities to charge user fees. Mr. Moore suggested that State Representatives be contacted either in person or by writing to have them provide their input on the proposed Bill.

Mr. Moore reported that he had a citizen contact him in regards to a protruding manhole along Meadow Pond Road. Mr. Barrington will be looking into the matter further.

Mr. Griffin said that he has received many complaints about the construction in the beach area. He has heard that construction workers are parking in the middle of the street and are being inconsiderate to local residents. Mr. Barrington has communicated the residents' concerns to Zoppo. He has seen Zoppo construction workers cooperating and making a concerted effort to work with Hampton residents. It was suggested that it may be utility personnel causing the problems. Mr. Barrington will make certain that utility companies are aware of the concerns of the people living in the area.

## **2 – BRUSSARD LICENSE: #1032 OCEAN BOULEVARD**

Town Attorney Gearreald provided the Board with a memo addressing the issues related to #1032 Ocean Boulevard. Attorney Gearreald said that the Town was approached in May 2005 with a proposal to issue a license to build a staircase on Town property. This would enable the property owners to access the beach. During a meeting in May the Board defeated a motion to issue the license. The problem still exists and the property owners would still like to build the stairway. Attorney Gearreald suggested that the Board consider a policy rather than a license.

Town Assessor Bob Estey addressed the Board by explaining how ocean property is assessed. When determining the value of the property, access to the beach is considered. Beach access increases property value, therefore, increasing taxes. Access to the beach is taxed yet the staircase is not. Mr. Estey said that there are concerns in regards to the legal aspects of someone getting hurt on the stairway.

Attorney Steve Ells representing the Brussards addressed the Board. He said that the Brussards need a permit from the State (NHDES) to repair the rip rap along the beach. In addition to this repair the Brussards would like documented permission from the Town to build the stairway.

**Mr. Griffin MOTIONED** to leave the process to access the beach the way it is, yet consent to repairing the rip rap for State approval. **Mrs. Bridle-Russell SECONDED.**

**VOTE: UNANIMOUS FOR**

### **Discussion:**

Mr. Moore said that he believes the Board should encourage attractive, well maintained stairways. In addition it would increase the property value. He also questioned why the Board would not want to have a document, clearly outlining the agreement between the property owner and the Town.

Attorney Gearreald said that there is a safety concern that the license agreement could clearly outline the conditions such as insuring the stairs. In addition, some of the conditions would include maintenance and ensuring the stairs are safe. The license agreement would clearly outline the obligations of both parties.

Mr. Griffin said that he has talked to a number of residents in the area who are against the idea of a license.

Mr. Barrington believes that most of the stairs accessing the beach were built without a building permit. Mr. Estey said that building permits should be required.

**Mr. Moore MOTIONED** to proceed with a license agreement as outline in the May 20, 2005 document as developed by Attorney Ells pertaining to maintenance of walls and access to the beach. As well as give Attorney Gearreald authority to amend the agreement to include maintenance, signage, insuring and policing in the agreement. **Mrs. Bridle-Russell SECONDED.**

**VOTE: 2 FOR  
2 OPPOSED – Workman, Griffin**

#### **IV. NEW BUSINESS**

##### **1 – ASSIGN MOTIONS – DELIVERATIVE SESSION**

###### **Article #6 – Construct Fire Station**

- **Motion** – Mrs. Bridle-Russell
- **Second** – Mr. Griffin

###### **Article #7 – Old District Court**

- **Motion** – Mr. Moore
- **Second** – Mr. Griffin

###### **Article #8 – Waste Water Treatment Plant upgrades and repairs**

- **Motion** – Mr. Workman
- **Second** – Mrs. Bridle-Russell

###### **Article #9 – Fire Aerial Ladder Truck**

- **Motion** – Mrs. Bridle-Russell
- **Second** – Mr. Workman

###### **Article #10 – Budget**

- **Motion** – Chairman of Budget Committee – Mary Louise Woolsey
- **Second** – Mrs. Bridle-Russell

###### **Article #11 – Bike Path**

- **Motion** – Mr. Moore
- **Second** – Mrs. Bridle-Russell
- **Amendment to Motion** – Mr. Moore

**Article #12 – Road Improvements**

- **Motion** – Mr. Workman
- **Second** – Mr. Griffin

**Article #13 – Tennis / Basketball courts**

- **Motion** – Mr. Griffin
- **Second** – Mr. Moore

**Article #14 – Pave Parking Lots**

- **Motion** – Mr. Workman
- **Second** – Mrs. Bridle-Russell

**Article #15 – Engineering for Westside sewer extension**

- **Motion** – Mrs. Bridle-Russell
- **Second** – Mr. Griffin

**Article #16 – Lane Library repairs**

- **Motion** – Mr. Griffin
- **Second** – Mr. Workman

**Article #17 – Christmas Parade**

- **Motion** – Mrs. Bridle-Russell
- **Second** – Mr. Moore

**Article #18 – Police Mounted Patrol**

- **Motion** – Mr. Workman
- **Second** – Mr. Griffin

**Article #19 – Emergency Medical Services Fund**

- **Motion** – Mrs. Bridle-Russell
- **Second** – Mr. Moore

**Article #20 – Recreation Fund**

- **Motion** – Mr. Griffin
- **Second** – Mr. Moore

**Article #21 – Private Detail Fund**

- **Motion** – Mr. Workman
- **Second** – Mrs. Bridle-Russell

**Article #22 – Police Cars**

- **Motion** – Mr. Workman
- **Second** – Mr. Moore

**Article #23 – Rescind Fire Alarm Fund**

- **Motion** – Mr. Moore
- **Second** – Mr. Griffin

**Article #24 – Parking Lot Special Revenue Fund**

- **Motion** – Mr. Workman
- **Second** – Mr. Griffin

**Article #25 – Police Forfeiture Fund**

- **Motion** – Mr. Griffin
- **Second** – Mr. Moore

**Article # 26 – Cable TV Fund**

- **Motion** – Mr. Griffin
- **Second** – Mr. Workman

**Article #27 – Cemetery Burial Trust Fund**

- **Motion** – Mr. Workman
- **Second** – Mrs. Bridle-Russell

**Article #28 – Fire Rescue Boat**

- **Motion** – Mr. Moore
- **Second** – Mr. Griffin

**Article - #29 – Parking Sticker Fee**

- **Motion** – Mr. Moore
- **Second** – Mrs. Bridle-Russell

**2 – CONSIDER CHANGING LOCATION OF THE FEBRUARY 4, 2006 DELIBERATIVE SESSION**

This week it was brought to the attention of the Town Manager that the Winnacunnet High School Auditorium would not be available on February 3 for Channel 22 volunteers to set up film production equipment. If the Deliberative Session is to be broadcasted live an alternative location must be considered. Mr. Barrington has identified the Hampton Academy cafeteria as a possible venue that would enable the Session to be broadcasted.

**Mr. Moore MOTIONED** to change the location of the Deliberative Session to the Hampton Academy cafeteria so that Channel 22 volunteers can broadcast the meeting. **Mrs. Bridle-Russell SECONDED.**

**VOTE: UNANIMOUS FOR**

**Discussion:**

A note will be posted at Winnacunnet High School and at Hampton Academy to notify people that the Session has moved. Notices will also be posted on the Town Hall sign, Channel 22, Town website, at Hampton Academy and at Winnacunnet High School.

**New Business – Continued**

Mr. Workman noticed an article in the local newspaper regarding new State Department of Environmental Services (DES) requirements for the beach. Mr. Barrington believes that the requirements are for restrooms. Mr. Barrington will find out more information regarding these requirements and present his findings to the Board.

There will be no meeting next Monday, February 6.

**V. MINUTES – JANUARY 23, 2006**

**Mrs. Bridle-Russell MOTIONED** to accept the January 23, 2006 minutes as presented. **Mr. Griffin SECONDED.**  
**VOTE: UNANIMOUS FOR**

**VI - CONSENT AGENDA**

**VII - PUBLIC COMMENT**

Vic Lessard addressed the Board. Mr. Lessard asked about Kings Highway and the money (\$9,000) that was spent out of the Town budget. Mr. Barrington explained that the money budgeted for the Kings Highway project is obligated. Mr. Lessard asked why the Town should spend more money on the project than what was contracted for. Mr. Barrington said that the contract included an additional fee for ledge removal. Mr. Lessard believes that this was poor planning.

Mr. Lessard said that the roads in the beach area are in terrible condition because of construction. He said that the roads need to be graded and maintained so that traffic can travel through the area without damage to their vehicle. He believes that someone at the top is not doing their job to ensure better road conditions.

Mr. Lessard suggested that the Board of Selectmen receive a manifest and that the Town Manager sign it.

**VIII. ADJOURNMENT**

**Mr. Moore MOTIONED** to adjourn the meeting at 8:15 PM. **Mrs. Bridle-Russell SECONDED.**  
**VOTE: UNANIMOUS FOR**

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Chairman